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FILED

DISTRICT COURT OF GUAM

MAR 20 2006

MARY L.M. MORAN
CLERK OF COURT

**IN THE UNITED STATES DISTRICT COURT
FOR THE TERRITORY OF GUAM**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

FRANKIE BLAS CASTRO,

Defendant.

CRIMINAL CASE NO. 05-00044

**GOVERNMENT'S MOTION FOR
ONE-LEVEL DEPARTURE**

The United States filed a statement adopting the Presentence Report on March 10, 2006, with one correction.

In addition, the United States of America, plaintiff, by and through the undersigned counsel Karon V. Johnson, Assistant United States Attorney, moves this Honorable Court for a one level departure downward from the guidelines sentencing level pursuant to USSG § 3E1.1(b) because the defendant timely notified the government of his intention to enter a plea of guilty, thereby permitting the government to avoid preparing for trial and permitting the court to allocate

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1 its resources efficiently. Accordingly, defendant's total offense level will be 33, with a
2 sentencing range of 135-168 months. The government will recommend a sentence of 120
3 months on Count I and 135 months on Count II, to run concurrently.

4 RESPECTFULLY SUBMITTED this 20th day of March, 2006.

5 LEONARDO M. RAPADAS
6 United States Attorney
7 Districts of Guam and the NMI

8 By: 
9 KARON V. JOHNSON
Assistant U.S. Attorney